

**COMPLAN FOODS LIMITED**

**DATA PROTECTION POLICY**

**October 2008**

**Data Protection Policy**

## **Introduction**

Complan Foods Limited is fully committed to compliance with the requirements of the Data Protection Act 1998 ("the Act"), which came into force on the 1<sup>st</sup> March 2000. The company will therefore follow procedures that aim to ensure that all employees, elected members, contractors, agents, consultants, partners or other servants of the company who have access to any personal data held by or on behalf of the company, are fully aware of and abide by their duties and responsibilities under the Act.

## **Statement of policy**

In order to operate efficiently, Complan Foods Limited has to collect and use information about people with whom it works. These may include members of the public, current, past and prospective employees, clients and customers, and suppliers. This personal information must be handled and dealt with properly, however it is collected, recorded and used, and whether it be on paper, in computer records or recorded by any other means, and there are safeguards within the Act to ensure this.

Complan Foods Limited regards the lawful and correct treatment of personal information as very important to its successful operations and to maintaining confidence between the company and those with whom it carries out business. The company will ensure that it treats personal information lawfully and correctly.

To this end the company fully endorses and adheres to the Principles of Data Protection as set out in the Data Protection Act 1998.

## **The principles of data protection**

The Act stipulates that anyone processing personal data must comply with **Eight Principles** of good practice. These Principles are legally enforceable.

The Principles require that personal information:

1. Shall be processed fairly and lawfully and in particular, shall not be processed unless specific conditions are met;
2. Shall be obtained only for one or more specified and lawful purposes and shall not be further processed in any manner incompatible with that purpose or those purposes;
3. Shall be adequate, relevant and not excessive in relation to the purpose or purposes for which it is processed;
4. Shall be accurate and where necessary, kept up to date;
5. Shall not be kept for longer than is necessary for that purpose or those purposes;
6. Shall be processed in accordance with the rights of data subjects under the Act;

7. Shall be kept secure i.e. protected by an appropriate degree of security;
8. Shall not be transferred to a country or territory outside the European Economic Area, unless that country or territory ensures an adequate level of data protection.

The Act provides conditions for the processing of any personal data. It also makes a distinction between **personal data** and **"sensitive" personal data**.

Personal data is defined as, data relating to a living individual who can be identified from:

- That data;
- That data and other information which is in the possession of, or is likely to come into the possession of the data controller and includes an expression of opinion about the individual and any indication of the intentions of the data controller, or any other person in respect of the individual.

Sensitive personal data is defined as personal data consisting of information as to:

- Racial or ethnic origin;
- Political opinion;
- Religious or other beliefs;
- Trade union membership;
- Physical or mental health or condition;
- Sexual life;
- Criminal proceedings or convictions.

### **Handling of personal/sensitive information**

Complan Foods Limited will, through appropriate management and the use of strict criteria and controls:-

- Observe fully conditions regarding the fair collection and use of personal information;
- Meet its legal obligations to specify the purpose for which information is used;
- Collect and process appropriate information and only to the extent that it is needed to fulfil operational needs or to comply with any legal requirements;
- Ensure the quality of information used;
- Apply strict checks to determine the length of time information is held;
- Take appropriate technical and organisational security measures to safeguard personal information;
- Ensure that personal information is not transferred abroad without suitable safeguards;
- Ensure that the rights of people about whom the information is held can be fully exercised under the Act.

These include:

- The right to be informed that processing is being undertaken;
- The right of access to one's personal information within the statutory 40 days;
- The right to prevent processing in certain circumstances;
- The right to correct, rectify, block or erase information regarded as wrong information.

In addition, Complan Foods Limited will ensure that:

- There is someone with specific responsibility for data protection in the organisation;
- Everyone managing and handling personal information understands that they are contractually responsible for following good data protection practice;
- Everyone managing and handling personal information is appropriately trained to do so;
- Everyone managing and handling personal information is appropriately supervised;
- Anyone wanting to make enquiries about handling personal information, whether a member of staff or a member of the public, knows what to do;
- Queries about handling personal information are promptly and courteously dealt with;
- Methods of handling personal information are regularly assessed and evaluated;
- Performance with handling personal information is regularly assessed and evaluated;
- Data sharing is carried out under a written agreement, setting out the scope and limits of the sharing. Any disclosure of personal data will be in compliance with approved procedures.

All elected members are to be made fully aware of this policy and of their duties and responsibilities under the Act.

All managers and staff within the company's directorates will take steps to ensure that personal data is kept secure at all times against unauthorised or unlawful loss or disclosure and in particular will ensure that:

- Paper files and other records or documents containing personal/sensitive data are kept in a secure environment;
- Personal data held on computers and computer systems is protected by the use of secure passwords, which where possible have forced changes periodically;
- Individual passwords should be such that they are not easily compromised.

All contractors, consultants, partners or other servants or agents of the Company must:

- Ensure that they and all of their staff who have access to personal data held or processed for or on behalf of the company, are aware of this policy and are fully trained in and are aware of their duties and responsibilities under the Act. Any breach of any provision of the Act will be deemed as being a breach of any contract between the company and that individual, company, partner or firm;
- Allow data protection audits by the company of data held on its behalf (if requested);
- Indemnify the company against any prosecutions, claims, proceedings, actions or payments of compensation or damages, without limitation.

All contractors who are users of personal information supplied by the company will be required to confirm that they will abide by the requirements of the Act with regard to information supplied by the company.

### **Implementation**

The company has appointed a Corporate Information Officer. Designated officers have also been identified in all directorates. These officers will be responsible for ensuring that the Policy is implemented. Implementation will be led and monitored by the Information Officer. The Corporate Information Officer will also have overall responsibility for:

- The provision of cascade data protection training, for staff within the company.
- For the development of best practice guidelines.
- For carrying out compliance checks to ensure adherence, throughout the authority, with the Data Protection Act.

### **Notification to the Information Commissioner**

The Information Commissioner maintains a public register of data controllers. Complan Foods Limited is not registered as it is exempt from having to do so.

To this end, any changes made between reviews will be brought to the attention of the Information Officer immediately.

---

Updated 20<sup>th</sup> October 2008

## **Privacy Policy**

This statement explains how Complan Foods Limited uses any information you give to us, and the ways in which we protect your privacy. We are committed to protecting your privacy in accordance with the Data Protection Act 1998.

Under the Data Protection Act, we have a legal duty to protect any information we collect from you. We take appropriate security measures to safeguard your data and apply security standards and controls to prevent any unauthorised access to it.

When you visit this website, your Internet Protocol (IP) address, browser and version, operating system and the site you came from are stored in a log file. This information is only used for statistical purposes to help improve this site. Log files do not contain any personal information.

We do not use cookies for collecting personal information and we will not collect any information about you except that required for administration of the web server.

If you send us an e-mail message or complete an online form, we will use your e-mail/postal address and any information you provide to deal with and respond to your query or comments. This information may be disclosed to the appropriate office of Complan Foods Limited in order to deal with or respond to your message.

We may collect information that you give to us in consultations, surveys, competitions or questionnaires. Whenever we do this, we will inform you of what the information will be used for and to whom it will be disclosed. We may share non-personal statistical, or summary information with organisations working in partnership with us.

This privacy statement applies only to websites belonging to and operated by Complan Foods Limited. We are not responsible for the content or privacy practices of third party web sites that may be linked to our web pages.

**Disclaimer**

The enclosed information is intended for use only by residents of the United Kingdom. Countries outside the United Kingdom may have regulatory requirements or medical practices that are different than those in the United Kingdom. This may require reference to different or additional information. Therefore, this information may not be appropriate for use outside the United Kingdom.

For more information, please contact us at [www.complannutrition.com](http://www.complannutrition.com)